

JMS

CLOSED

**U.S. District Court
Northern District of Iowa (Eastern Waterloo)
CRIMINAL DOCKET FOR CASE #: 6:94-cr-02013-MJM-1
Internal Use Only**

08 cr 420

Case title: USA v. Thomas
Magistrate judge case number: 1:94-mj-00054

Date Filed: 06/24/1994
Date Terminated: 07/07/1997

Assigned to: Judge Michael J Melloy
Referred to: Chief Magistrate John A
Jarvey

Defendant (1)**Shaun Thomas**represented by **Shaun Thomas**

07167029
CCM Chicago
Community Corrections Office
200 W. Adams Street
RM 2915
Chicago, IL 60606
PRO SE

FILED**JUN 06 2008**

**MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT**

The above is a true copy.

ATTEST: Robert L. Phelps, Clerk

By: *RLP*

Lorraine K Ingels
Klinger, Robinson & Ford, LLP
401 Old Marion Road NE
PO Box 10020
Cedar Rapids, IA 52410-0020
319 395 7400
Fax: 395 9041
TERMINATED: 05/19/1997
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

21:841A=CD.F CONTROLLED
SUB-SELL,DISTRIBUTE,OR
DISPEN(21:841(a)(1),841(b)(1)(A)(iii)
(1s)

Disposition

151 mons impr for ct 1 & 60 mons impr
for ct 2, terms to run consecutively; 5
yrs supervised release for ct 1 & 3 yrs
supervised release for ct 2, terms to run
concurrently; \$100 special assessment

18:924A.F FIREARMS(18:2, 924(c)
Use & carry a firearm during & in
relation to a felony drug trafficking
crime)
(2s)

151 mons impr for ct 1 & 60 mons impr
for ct 2, terms to run consecutively; 5
yrs supervised release for ct 1 & 3 yrs
supervised release for ct 2, terms to run
concurrently; \$100 special assessment

Highest Offense Level (Opening)

Felony

Terminated Counts

21:841A=CD.F CONTROLLED
SUB-SELL,DISTRIBUTE,OR
DISPEN(21:841(a)(1),
841(b)(1)(A)(iii), 844(a) & 18:2
Distribution of crack cocaine)
(1)

Disposition

Dismissed

18:924A.F FIREARMS(18:2, 924(c)
(2)

Dismissed

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Plaintiff

United States of America
TERMINATED: 05/19/1997

represented by **Richard L Murphy**
US Attorney's Office
Northern District of Iowa
401 First Street SE
Hach Building, Suite 400
**ECF
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319 363 0091
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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06/07/1994	1	CRIMINAL COMPLAINT against Shaun Thomas, Steven Marshall, Charmane Powells signed by Chief Mag Judge John A. Jarvey [1:94-m -54] frmemp (Entered: 10/17/1994)
06/07/1994	2	PRAECIPE for warrant - Shaun Thomas [1:94-m -54] frmemp (Entered: 10/17/1994)
06/07/1994		Warrant to Marshal for svc for Shaun Thomas [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	5	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey initial appearance of Shaun Thomas, Steven Marshall, Charmane Powells Attorney present; , detain as to Shaun Thomas, Steven Marshall, Charmane Powells [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	6	CJA Form 20 Copy 4 (Appointment of Counsel) Attorney Thomas M Gillespie for deft Marshall (mailed CJA20 w/attachment and copy of file) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	7	CJA Form 20 Copy 4 (Appointment of Counsel) Attorney Lorraine S Ingels for deft Thomas (mailed CJA20 w/attachment and copy of file) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	8	CJA Form 20 Copy 4 (Appointment of Counsel) Attorney John Broz for deft Powells (mailed CJA20 w/attachment and copy of file) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	9	NOTICE of hearing ; detention hearing set for 3:00 6/14/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells w/Jarvey (cc: all counsel,USM,USP,C/R) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/09/1994	10	WARRANT w/Marshal's return executed as to defendant Shaun Thomas, defendant Steven Marshall, defendant Charmane Powells ; [1:94-m -54] frmemp (Entered: 10/17/1994)
06/14/1994	11	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey \$10,000.00 cash or surety Bond set for Shaun Thomas , to detain as to Steven Marshall, Charmane Powells C/R Daniel Shaw [1:94-m -54] frmemp (Entered: 10/17/1994)
06/14/1994	12	WITNESS list by defendant Shaun Thomas, defendant Steven Marshall, defendant Charmane Powells [1:94-m -54] frmemp (Entered: 10/17/1994)
06/15/1994	13	NOTICE of hearing ;preliminary hearing set 3:00 6/17/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells before Chief Mag Judge John A. Jarvey (cc: all counsel,USM,USP,C/R) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/17/1994	14	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey defts will be detained until Grand Jury meets to consider Indictment as to Shaun Thomas, Steven Marshall, Charmane Powells C/R Kellee Schaben-Carroll & Assoc [1:94-m -54] frmemp (Entered: 10/17/1994)

06/17/1994	15	WITNESS list by defendant Shaun Thomas, defendant Steven Marshall, defendant Charmane Powells [1:94-m -54] frmemp (Entered: 10/17/1994)
06/20/1994	16	NOTICE of hearing ; arraignment (if Indicted) set for 1:00 6/27/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells (cc: all counsel,USM,USP,C/R) [1:94-m -54] frmemp (Entered: 10/17/1994)
06/24/1994	18	INDICTMENT by USA Counts filed against Shaun Thomas (1) count(s) 1, 2, Steven Marshall (2) count(s) 1, 2, Charmane Powells (3) count(s) 1 frmemp (Entered: 10/17/1994)
06/27/1994	19	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey dft Shaun Thomas, Steven Marshall, Charmane Powells arraigned; NOT GUILTY plea entered; Attorneys Loraine Ingels, Thomas Gillespie, John Broz present; frmemp (Entered: 10/17/1994)
06/27/1994	20	CLERK'S COURT MINUTES:on detention hrg. before Chief Mag Judge John A. Jarvey as to deft. Marshall-no court reporter frmemp (Entered: 10/17/1994)
06/27/1994	22	ORDER by Chief Mag Judge John A. Jarvey \$10,000.00 cash or surety Bond set for Shaun Thomas (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/17/1994)
06/27/1994	23	BOND Posted (\$10,000.00 surety-Federal Power of Atty, American Bankers Insurance Co. of Florida) by Shaun Thomas frmemp (Entered: 10/17/1994)
06/27/1994	24	NOTICE of hearing ; jury trial set for 9:00 8/15/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells w/Melloy (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/17/1994)
07/22/1994	26	MOTION to suppress by Shaun Thomas assigned to Chief Judge Michael J. Melloy frmemp (Entered: 10/17/1994)
07/22/1994	27	BRIEF by defendant Shaun Thomas in support of Mot to Suppress [26-1] frmemp (Entered: 10/17/1994)
07/26/1994	28	ORDER by Chief Judge Michael J. Melloy referring to Chief Mag Judge John A. Jarvey the motion to suppress [26-1] for Report & Recommendation (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/17/1994)
07/26/1994	29	NOTICE of hearing ; jury trial set for 9:00 10/4/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells w/Melloy (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/17/1994)
07/26/1994	30	RESISTANCE by plaintiff USA to motion to suppress [26-1] frmemp (Entered: 10/17/1994)
08/03/1994	33	ORDER by Chief Mag Judge John A. Jarvey setting on motion for reconsideration of detention order [32-1] ; motion hearing set for 1:00 8/10/94 for Charmane Powells, for USA, setting hearing on motion to suppress [26-1] ; motion hearing set for 8/10/94 for Shaun Thomas, for USA (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/17/1994)

08/04/1994	39	MEMORANDUM by plaintiff USA in support of resistance to mot to suppress [30-1] frmemp (Entered: 10/17/1994)
08/10/1994	41	CLERK'S COURT MINUTES: ruling reserved on the motion for reconsideration of detention order [32-1] C/R Kay Carr-Carroll & Assoc frmemp (Entered: 10/17/1994)
08/10/1994	42	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey taking under advisement on the motion to suppress [26-1] frmemp (Entered: 10/17/1994)
08/10/1994	43	EXHIBIT/WITNESS list by defendant Shaun Thomas frmemp (Entered: 10/17/1994)
08/19/1994	47	SECOND BRIEF by defendant Shaun Thomas in support of mot to suppress [26-1] frmemp (Entered: 10/17/1994)
08/22/1994	48	SUPPLEMENTAL MEMORANDUM by plaintiff USA in support of resistance to mot to suppress [30-1] frmemp (Entered: 10/17/1994)
09/02/1994	50	REPORT AND RECOMMENDATION recommending mot to suppress be denied if no objection filed w/in 10 days of svc of this order by Chief Mag Judge John A. Jarvey (cc: all counsel,USM,USP) frmemp (Entered: 10/17/1994)
09/12/1994	53	OBJECTIONS by defendant Shaun Thomas to Report & Recommendation [50-1] frmemp (Entered: 10/17/1994)
09/20/1994	54	EX PARTE APPLICATION issue subpoena by Shaun Thomas assigned to Chief Mag Judge John A. Jarvey(SEALED)(IN SEPARATE FILE) frmemp (Entered: 10/17/1994)
09/23/1994	58	ORDER In Re; Ex Parte application filed Sep. 20, 1994(SEALED)(IN SEPARATE FILE) [54-1] (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/19/1994)
09/23/1994	59	MEMORANDUM by plaintiff in support of resistance to mot for disclosure of confidential information [55-1] frmemp (Entered: 10/19/1994)
09/29/1994	60	ORDER; Hrg. on all pending discovery motions set for Oct. 12, 1994 at 3:30 pm w/Jarvey; Jury trial con't. until further order for all defts, USA (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/19/1994)
09/29/1994	62	SUPERSEDING indictment by USA; counts filed against Shaun Thomas (1) count(s) 1s, 2s, Steven Marshall (2) count(s) 1s, 2s, Charmane Powells (3) count(s) 1s frmemp (Entered: 10/19/1994)
09/29/1994	63	PRAECIPE for summons to Marshal for svc as to Shaun Thomas ; arraignment set for 3:30 10/12/94 w/Jarvey for Shaun Thomas(mailed copy of summons to Atty Ingels) frmemp (Entered: 10/19/1994)
09/29/1994	65	NOTICE of hearing ; arraignment set for 3:30 10/12/94 for Charmane Powells w/Jarvey (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/19/1994)

09/29/1994		(Court only) Docket Modification (Utility) finding the motion to continue [34-1] moot (as per order of 9/29/94) MJJ (Entered: 12/02/1994)
10/03/1994	66	ORDER by Chief Judge Michael J. Melloy; Kay Carr, CSR, shall have transcript of mot to suppress hrg on Shaun Thomas held Aug. 10, 1994 prepared & file transcript w/this court (cc: all counsel,USM,USP,C/R) frmemp (Entered: 10/19/1994)
10/04/1994	67	SUMMONS w/Marshal's Return as to Shaun Thomas frmemp (Entered: 10/19/1994)
10/05/1994	69	RULE 25 STATEMENT by pltf-defts Thomas & Marshall frmemp (Entered: 10/19/1994)
10/12/1994	70	CLERK'S COURT MINUTES: before Chief Mag Judge John A. Jarvey dft Shaun Thomas, Steven Marshall, Charmane Powells arraigned; NG plea entered; Attorneys present; Jury Trial to be set Patrice Murray w/Carroll Assoc frmemp (Entered: 10/27/1994)
10/24/1994	71	TRANSCRIPT of Suppression Hrg held 8-10-94 on deft Thomas frmemp (Entered: 10/27/1994)
10/27/1994	72	ORDER by Chief Mag Judge John A. Jarvey denying motion for disclosure of confidential informant-expedited relief requested [35-1], denying motion for discovery-expedited relief requested [36-1], denying motion for disclosure of confidential informant [52-1], granting motion appt. of fingerprinting examiner [57-1] to the extent that the deft may employ a fingerprint examined & expend fees & expenses not to exceed \$1,000, denying transfer of evidence [57-3] (cc: all counsel) frmemp (Entered: 10/27/1994)
11/01/1994	73	NOTICE of hearing setting/on motion for review of detention order [44-1] ; motion hearing set for 9:00 11/18/94 for Charmane Powells, for USA, setting/ on motion for reconsideration of detention order [32-1] ; motion hearing set for 9:00 11/18/94 for Charmane Powells, for USA (cc: all counsel,USM,USP,C/R) frmemp (Entered: 11/04/1994)
11/02/1994	75	ORDER by Chief Judge Michael J. Melloy adopting report and recommendation motion REPORT AND RECOMMENDATION recommending mot to suppress be denied if no objection filed w/in 10 days of svc of this order [50-1], denying motion to suppress [26-1] (cc: all counsel, USM,USP,C/R) frmemp (Entered: 11/04/1994)
11/02/1994	76	NOTICE of hearing ; jury trial set for 9:00 12/13/94 for Shaun Thomas, for Steven Marshall, for Charmane Powells (cc: all counsel,USM,USP,C/R) frmemp (Entered: 11/04/1994)
11/07/1994	77	TRANSCRIPT of reconsideration of detention order held August 10, 1994 for deft Charmane Powells frmemp (Entered: 11/08/1994)
11/09/1994	78	RESPONSE by defendant Shaun Thomas to motion for expansion of orders filed Nov. 1, 1994 by deft Marshall [74-1] frmemp (Entered: 11/10/1994)

11/18/1994	79	CLERK'S COURT MINUTES: on mot. for review of detention order before Chief Judge Michael J. Melloy C/R Kay Carr, Carroll & Assoc frmemp (Entered: 11/22/1994)
11/18/1994	80	EXHIBIT/WITNESS list of hrg. on review of detention order frmemp Modified on 11/22/1994 (Entered: 11/22/1994)
11/18/1994		(Court only) Docket Modification (Utility) finding the motion for reconsideration of detention order [32-1] moot, finding the motion for review of detention order [44-1] moot (Powells released P/R) MJJ (Entered: 12/07/1994)
11/22/1994		(Court only) Docket Modification (Utility) excludable: XE stopped w/hrg on mot for review of det order frmemp (Entered: 11/22/1994)
11/27/1994		(Court only) Docket Modification (Utility) referring to Chief Judge Michael J. Melloy the motion to continue [56-1], referring to Chief Judge Michael J. Melloy the motion for determination of pretrial motions, expetided relief requested [56-2] MJJ (Entered: 12/07/1994)
11/28/1994	82	EX PARTE APPLICATION for issuance of subpoenas at govt expense by Shaun Thomas assigned to Chief Mag Judge John A. Jarvey frmemp (Entered: 11/30/1994)
11/30/1994	83	ORDER by Chief Mag Judge John A. Jarvey granting motion for issuance of subpoenas at govt expense [82-1] (cc: counsel, USM) frmemp (Entered: 11/30/1994)
12/05/1994	84	ORDER by Chief Judge Michael J. Melloy granting motion for expansion of orders directing that transcripts for June 14, 1994 detention hrg & June 17, 1994 preliminary hrg be prepared & distributed to counsel & that copy of transcript filed w/court on suppression hrg held Aug. 10, 1994 shall also be provided to ea counsel; costs incurred in preparation of transcripts shall be paid in same manner in which costs & fees are paid in the case of defts who are indigent [74-1] (cc: all counsel) frmemp (Entered: 12/06/1994)
12/06/1994	85	TRIAL Memorandum by plaintiff USA (SEALED til after opening statements) frmemp (Entered: 12/07/1994)
12/07/1994	86	PROPOSED JURY Instructions by defendant Shaun Thomas frmemp (Entered: 12/08/1994)
12/07/1994	87	PROPOSED Voir Dire by defendant Shaun Thomas frmemp (Entered: 12/08/1994)
12/07/1994	88	MOTION in limine by Shaun Thomas assigned to Chief Judge Michael J. Melloy frmemp (Entered: 12/08/1994)
12/07/1994	89	BRIEF by defendant Shaun Thomas in support of Motion in Limine [88-1] frmemp (Entered: 12/08/1994)
12/07/1994	90	PROPOSED JURY Instructions by plaintiff USA frmemp (Entered: 12/08/1994)

12/09/1994	91	TRANSCRIPT of detention hrg held June 14, 1994 frmemp (Entered: 12/14/1994)
12/09/1994	92	TRANSCRIPT of Preliminary Hrg on 6-17-94 for Thomas, Marshall, Powells frmemp (Entered: 12/16/1994)
12/09/1994	93	CLERK'S MINUTES on telephonic status conference for Thomas, Marshall, Powells before Chief Judge Michael J. Melloy frmemp (Entered: 12/16/1994)
12/13/1994	94	ORDER by Chief Judge Michael J. Melloy finding the motion in limine [88-1] denied as moot in part(see text) for Shaun Thomas (cc: all counsel, USM,USP,C/R) frmemp Modified on 12/16/1994 (Entered: 12/14/1994)
12/13/1994	96	EXHIBIT list by plaintiff USA for Charmane Powells frmemp (Entered: 12/16/1994)
12/14/1994		(Court only) Docket Modification (Utility) frmemp (Entered: 12/14/1994)
12/15/1994	97	CHALLENGE SHEET frmemp (Entered: 12/16/1994)
12/15/1994	98	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy jury trial held on Dec. 13-15, 1994 (3 days) ; ; sentencing hearing set for 9:00 3/10/95 for Shaun Thomas, for Steven Marshall; both defts detained pending sentencing C/R Kay Carr w/Carroll Assoc. (cc: all counsel,USM,USP,CR) frmemp (Entered: 12/16/1994)
12/15/1994	99	EXHIBIT/WITNESS list by defendant Shaun Thomas, defendant Steven Marshall, plaintiff USA frmemp (Entered: 12/16/1994)
12/15/1994	100	FINAL JURY Instructions for defendants Shaun Thomas, Steven Marshall frmemp (Entered: 12/16/1994)
12/15/1994	101	REMARK from the Jury frmemp (Entered: 12/16/1994)
12/15/1994	102	VERDICT: Guilty on cts 1, 2 for Thomas; guilty on cts 1, 2 for Marshall frmemp (Entered: 12/16/1994)
12/15/1994	103	RECEIPT for Exhibits for defts Thomas & Marshall frmemp (Entered: 12/16/1994)
12/16/1994	104	ORDER by Chief Judge Michael J. Melloy: In re:court's motion to determine mental competency on Steven Marshall; deft shall undergo complete psych examination; costs of exam shall be paid by US Marshal (cc: all counsel, USM,USP) frmemp (Entered: 12/19/1994)
12/19/1994	105	ORDER Accepting Deft's Plea of Guilty by Chief Judge Michael J. Melloy ; sentencing hearing set for 1:00 3/6/95 for Charmane Powells; existing bail orders are cont'd in force pending sentencing (cc: all counsel, USM,USP,C/R) frmemp (Entered: 12/19/1994)
12/20/1994	106	ORDER by Chief Judge Michael J. Melloy finding the motion to continue [56-1] moot, finding the motion for determination of pretrial motions, expetided relief requested [56-2] moot (cc: all counsel) frmemp (Entered: 12/20/1994)

		12/21/1994)
12/22/1994	107	MOTION to extend time for filing mot for new trial & mot for jdmt of acquittal by Shaun Thomas assigned to Chief Judge Michael J. Melloy frmemp (Entered: 12/22/1994)
12/22/1994	108	ORDER by Chief Judge Michael J. Melloy granting motion to extend time for filing mot for new trial & mot for jdmt of acquittal [107-1]; post-trial motions, including motions for new trial & motions for jdmt of acquittal shall be filed by Jan. 9, 1995 (cc: all counsel, USM,USP,C/R) frmemp (Entered: 12/22/1994)
12/23/1994	110	ORDER by Chief Judge Michael J. Melloy granting probation office an extension of time to conduct the initial presentence interview til after deft Marshall is transported back to IA from Federal Medical Facility, Milan, Michigan (cc: all counsel) frmemp (Entered: 12/29/1994)
01/09/1995	112	MOTION for new trial by Shaun Thomas assigned to Chief Judge Michael J. Melloy frmemp (Entered: 01/10/1995)
01/09/1995	113	MEMORANDUM by defendant Shaun Thomas in support of new trial motion [112-1] frmemp (Entered: 01/10/1995)
01/10/1995	114	ORDER by Chief Judge Michael J. Melloy; defts Marshall & Thomas shall file their briefs & memorandum in support of any motions for new trial by no later than Jan. 20, 1995; USA will be given to & including Feb. 10, 1995 to file memorandum in support of their resistance to motion for new trial & motion for jdmt of acquittal (cc: all counsel) frmemp (Entered: 01/10/1995)
01/13/1995	115	RESISTANCE by plaintiff USA to motion for new trial for Shaun Thomas [112-1] frmemp (Entered: 01/19/1995)
01/19/1995	116	ORDER by Chief Judge Michael J. Melloy; US Bureau of Prisons has 30 days from & after Jan. 4, 1995 to conclude examination on deft Steven Marshall (cc: all counsel, USM,USP,C/R) frmemp (Entered: 01/19/1995)
01/23/1995	118	PARTIAL TRANSCRIPT of Jury Trial for Marshall & Thomas frmemp (Entered: 01/24/1995)
02/10/1995	119	PARTIAL TRANSCRIPT of trial for Marshall & Thomas frmemp (Entered: 02/10/1995)
02/10/1995	120	MOTION permission to file overlength brief by USA as to Shaun Thomas, Steven Marshall assigned to Chief Judge Michael J. Melloy frmemp (Entered: 02/13/1995)
02/10/1995	121	MEMORANDUM by plaintiff USA in support of resistance to motions for new trial for Marshall & Thomas [112-1], [109-1] frmemp (Entered: 02/13/1995)
03/02/1995	122	ORDER by Chief Judge Michael J. Melloy sentencing hearing scheduled for Mar. 10, 1995 continued til further order of court for Steven Marshall & Shaun Thomas (cc: all counsel, USM,USP,C/R) frmemp (Entered: 03/02/1995)

		03/02/1995)
03/06/1995	125	PARTIAL TRANSCRIPT of trial frmemp Modified on 03/07/1995 (Entered: 03/07/1995)
04/10/1995	127	OPINION & ORDER by Chief Judge Michael J. Melloy granting pltf's motion for permission to file overlength brief filed Feb. 10, 1995 for Thomas & Marshall [120-1] (cc: all counsel) frmemp Modified on 04/10/1995 (Entered: 04/10/1995)
04/10/1995	128	OPINION & ORDER by Chief Judge Michael J. Melloy denying motion for new trial for Thomas [112-1], denying motion for new trial for Marshall [109-1] (cc: all counsel) frmemp (Entered: 04/10/1995)
04/17/1995	131	NOTICE of hearing set on motion to reconsider motion for new trial [130-1] for 1:00 5/11/95 for Steven Marshall, for USA before Judge Melloy (cc: all counsel,USM,USP,C/R) frmemp (Entered: 04/18/1995)
04/25/1995	134	ORDER by Chief Judge Michael J. Melloy granting motion to reschedule hearing [133-1] on motion to reconsider motion for new trial [130-1] which is RESET set for 9:00 5/26/95 for Steven Marshall, for USA (cc: all counsel, USM,USP,C/R) frmemp (Entered: 04/25/1995)
05/26/1995	135	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy taking under advisement on the motion to reconsider motion for new trial [130-1] hearing satisfied on motion to reconsider motion for new trial for Steven Marshall [130-1] C/R Kay Carr w/Carroll Assoc. frmemp (Entered: 06/08/1995)
07/12/1995	138	TRANSCRIPT of Jury Trial for Steven Marshall & Shaun Thomas (3 volumes) frmemp (Entered: 07/13/1995)
07/12/1995	139	TRANSCRIPT for Steven Marshall & Shaun Thomas (SEALED) frmemp (Entered: 07/13/1995)
11/02/1995	143	NOTICE of sentencing hearing set for 3:30 11/17/95 before Judge Melloy for Shaun Thomas (cc: all counsel,USM,USP,C/R) frmemp (Entered: 11/02/1995)
11/16/1995	144	NOTICE of sentencing hearing RESET for 2:00 11/17/95 before Judge Melloy for Shaun Thomas (cc: all counsel,USM,USP,C/R) frmemp (Entered: 11/17/1995)
11/17/1995	145	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy sentencing hearing held on 11/17/95 , sentencing Shaun Thomas (1) count(s) 1s, 2s . 151 mons impr for ct 1 & 60 mons impr for ct 2, terms to run consecutively; 5 yrs supervised release for ct 1 & 3 yrs supervised release for ct 2, terms to run concurrently; \$100 special assessment , Shaun Thomas (1) count(s) 1. Dismissed , Shaun Thomas (1) count(s) 2. Dismissed , dismissing counts as to Shaun Thomas (1) count(s) 1, 2 . Dismissed , Shaun Thomas (1) count(s) 2. Dismissed C/R Bob Carroll w/Carroll Assoc. frmemp (Entered: 11/20/1995)

11/17/1995	146	EXHIBIT/WITNESS list by defendant Shaun Thomas, plaintiff USA frmemp (Entered: 11/20/1995)
11/17/1995	147	JUDGMENT as to Shaun Thomas by Chief Judge Michael J. Melloy; 151 mons impr for ct 1 & 60 mons impr for ct 2, terms to run consecutively; 5 yrs supervised release for ct 1 & 3 yrs supervised release for ct 2, terms to run concurrently; \$100 special assessment (cc: all counsel,USM,USP) frmemp (Entered: 11/20/1995)
11/21/1995		(Court only) frmemp (Entered: 11/21/1995)
11/22/1995	148	APPEAL Notice to USCA by defendant Shaun Thomas regarding [147-1] fees (cc: all counsel (w/docket sheets),USM,USP,C/R) frmemp (Entered: 11/22/1995)
12/13/1995	149	ORDER by Chief Judge Michael J. Melloy setting on motion to reconsider motion for new trial [130-1] ; motion hearing set for 9:00 12/21/95 for Steven Marshall, for USA (cc: all counsel, USM,USP) MAP (Entered: 12/13/1995)
12/19/1995	151	TRANSCRIPT of sentencing held 11/17/95 for Shaun Thomas frmemp (Entered: 12/20/1995)
12/21/1995		REMARK mailed this date to 8th Circuit: Clerk's Record; transcripts of sentencing; transcript of jury trial (3 volumes) as to Shaun Thomas MAP (Entered: 12/21/1995)
12/21/1995	152	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy re: Defendant Steven Marshall; court grants defendant's motion for judgment of acquittal-count 2 and grants plaintiff's motion to dismiss-count 2; court grants defendant's motion for new trial; defendant motion for release pending new trial is granted pending appeal under same terms and conditions as previously imposed and under same bond as previously set and posted; C/R Bob Carroll w/Carroll & Assoc (cc: all counsel,USM,USP) MJJ (Entered: 12/21/1995)
12/22/1995	154	ORDER by Chief Judge Michael J. Melloy ; The motion for judgment of acquittal as to Count 2 is granted; Count 2 is dismissed on the motion of the USA; defendant's motion for new trial as to Count 1 is granted; new trial on Count 1 will be held at 9:00 a.m. on 2/26/96 for Steven Marshall w/Judge Melloy in Cedar Rapids (cc: all counsel, USM,USP) MJJ Modified on 01/17/1996 (Entered: 12/22/1995)
12/22/1995		(Court only) Docket Modification (Utility) ; jury trial set for 9:00 2/26/96 for Steven Marshall frmemp (Entered: 01/17/1996)
02/12/1996	156	CJA Form 20 (Attorney Payment Voucher) as to Shaun Thomas for attorney Lorraine Ingels in the amount of \$ 11,875.15 frmemp (Entered: 02/13/1996)
02/13/1996	157	CLERK'S TELEPHONIC MINUTES: before Chief Judge Michael J. Melloy on motion to continue trial as to deft Steven Marshall frmemp (Entered: 02/14/1996)

02/14/1996	158	ORDER by Chief Judge Michael J. Melloy granting motion for continuance [155-1] ; jury trial continued for 9:00 4/15/96 for Steven Marshall; pretrial motions including any motion or application for neuropsychological evaluation at govt expense shall be filed by no later than 3/1/96 (cc: all counsel, USM,USP,C/R) frmemp (Entered: 02/14/1996)
03/12/1996	163	NOTICE of jury trial RESET for 9:00 4/22/96 before Judge Melloy for Steven Marshall (cc: all counsel,USM,USP,C/R) frmemp (Entered: 03/12/1996)
04/25/1996	169	ORDER by Chief Judge Michael J. Melloy granting motion to amend & report to the court [168-1]; Dr. Varney shall complete his examination of Steven Marshall by May 10, 1996; the report of exam is to be completed by May 20, 1996; further ordered that the balance of the order of April 16, 1996 shall remain in full force and effect (cc: all counsel, USM,USP) MJJ Modified on 04/26/1996 (Entered: 04/26/1996)
05/23/1996	171	NOTICE of status conference set for 9:00 5/30/96 before Judge Melloy for Steven Marshall (cc: all counsel,USM,USP,C/R) frmemp (Entered: 05/24/1996)
05/30/1996	173	MEMORANDUM by plaintiff USA in support of motion for psychiatric examination of defendant by government expert [172-1] MJJ (Entered: 05/31/1996)
06/03/1996	174	ORDER by Chief Judge Michael J. Melloy: The USA is entitled to a psychological evaluation of defendant [172-1]; however, unless the USA supplement its motion with a statement of reasons regarding why evaluation must be done at a Federal Medical Center, the evaluation must be conducted by a local psychiatrist or psychologist. (cc: all counsel,USM,USP) MJJ (Entered: 06/04/1996)
06/10/1996	175	SUPPLEMENT by plaintiff USA to government's motion for evaluation of defendant [172-1] MJJ (Entered: 06/11/1996)
06/17/1996	177	ORDER by Chief Judge Michael J. Melloy granting motion psychiatric examination of defendant Steven Marshall by government expert [172-1] and shall report at the time and place designated. (cc: all counsel, USM,USP) MJJ (Entered: 06/19/1996)
07/23/1996	180	OFFICIAL SHORTHAND NOTES of OCR Kay C. Carr constituting official record of Status Hearing (Steven Marshall) on May 28, 1996 DGE (Entered: 07/23/1996)
07/24/1996	181	ORDER by Chief Judge Michael J. Melloy granting motion to extend time [179-1], granting motion to modify prior orders [179-2]; Motions granted to the extent that the deft is ordered to self-surrender to FCI, Petersburg, Virginia by noon on August 12, 1996; To the extent that any further relief is sought in the motion, that relief is denied. (cc: all counsel, USM,USP,C/R) frmemp (Entered: 07/25/1996)










09/20/1996	183	ORDER by Chief Judge Michael J. Melloy - Fed'l Bureau of Prisons is authorized ext. to complete evaluation of Steven Marshall to Oct. 11, 1996. (cc: all counsel, USM,USP,C/R) DGE (Entered: 09/20/1996)
09/26/1996	184	APPEAL OPINION remanded to district court for resentencing as to Shaun Thomas. DGE (Entered: 09/27/1996)
09/26/1996	185	CERTIFIED COPY OF JUDGMENT-MANDATE FROM USCA remanding the matter back to District Court as to Shaun Thomas [Appeal [148-1] (Mandate issued-9/20/96) DGE Modified on 09/27/1996 (Entered: 09/27/1996)
10/03/1996	186	ORDER by Chief Judge Michael J. Melloy-Steven Marshall shall be released to custody of his mother, upon completion of his medical study (cc: all counsel, USM,USP) DGE (Entered: 10/03/1996)
11/07/1996	187	NOTICE of ;TELEPHONIC CONFERENCE set for 10:00 11/13/96 for Steven Marshall (cc: all counsel) DGE (Entered: 11/07/1996)
11/13/1996	188	TRIAL SCHEDULING AND MANAGEMENT ORDER by Chief Judge Michael J. Melloy ; PRETRIAL CONFERENCE set for 8:00 2/11/97 for Steven Marshall ;JURY TRIAL set for 9:00 2/11/97 for Steven Marshall (cc: all counsel, USM,USP) DGE Modified on 11/14/1996 (Entered: 11/14/1996)
11/13/1996	189	CLERK'S COURT MINUTES:Telephonic hrg to set trial date before Chief Judge Michael J. Melloy-trial set for 2/11/97 at 9:00 (cc:all counsel) DGE (Entered: 11/14/1996)
04/09/1997	194	NOTICE ; PLEA TAKING SET for 3:00 5/1/97 for Steven Marshall (cc: all counsel,USM,USP) DGE (Entered: 04/09/1997)
04/16/1997	196	ORDER by Chief Judge Michael J. Melloy granting motion to reset sentencing [195-1] ; PLEA HEARING RESET for 1:00 5/9/97 for Steven Marshall (cc: all counsel,USM,USP) DGE (Entered: 04/16/1997)
04/28/1997	198	ORDER by Chief Judge Michael J. Melloy granting motion to reset [197-1] ; SENTENCING RESET for 3:00 5/15/97 for Steven Marshall (cc: all counsel,USM,USP) DGE (Entered: 04/28/1997)
05/15/1997	200	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy sentencing hearing held on 5/15/97 on Steven Marshall. Ct grants Pltf motion to dismiss indictment vs. Marshall. C/R Kellee Cortez, Carroll Assoc. DGE (Entered: 05/16/1997)
05/15/1997	201	EXHIBIT list by plaintiff USA DGE (Entered: 05/16/1997)
05/21/1997	203	NOTICE ; RESENTENCING SET for 2:00 6/27/97 for Shaun Thomas (cc: all counsel,USM,USP) DGE (Entered: 05/21/1997)
05/22/1997	204	ORDER by Chief Mag Judge John A. Jarvey-Clerk shall issue Writ of Habeas Corpus Ad Prosequendum to Marshal to produce Shaun Thomas (cc: all counsel,USM w/writ) DGE (Entered: 05/22/1997)







06/06/1997	205	OFFICIAL SHORTHAND NOTES of OCR Kellee Cortez, Carroll Assoc. constituting official record of Guilty Plea (Marshall) on May 15, 1997 DGE (Entered: 06/06/1997)
06/27/1997	206	CLERK'S COURT MINUTES: before Chief Judge Michael J. Melloy on resentencing of Shawn Thomas; Court reinstates original judgment and commitment order w/exception of Ct. 1 is now 188 mos. impr. and Ct. 2 is vacated. All other terms and conditions of supervised release remain as originally imposed. \$50.00 spec. assess. previously imposed on Ct. 2 is to be also vacated; Deft given appeal rights. , C/R Kay Carr, CSR (cc: all counsel,USM,USP) frmemp (Entered: 06/30/1997)
07/07/1997	207	AMENDED JUDGMENT as to Shaun Thomas by Chief Judge Michael J. Melloy; 188 months imprisonment; 5 years supervised release; \$50.00 special assessment (cc: all counsel,USM,USP) MAP (Entered: 07/07/1997)
07/07/1997		(Court only) Docket Modification (Utility) sentencing Shaun Thomas (1) count(s) 1s, 2s. 151 mons impr for ct 1 & 60 mons impr for ct 2, terms to run consecutively; 5 yrs supervised release for ct 1 & 3 yrs supervised release for ct 2, terms to run concurrently; \$100 special assessment MAP (Entered: 07/09/1997)
07/07/1997	208	APPEAL Notice to USCA by defendant Shaun Thomas regarding AMENDED JUDGMENT [207-1] (cc: all counsel (w/docket sheets),USM,USP,C/R) MAP (Entered: 07/09/1997)
07/08/1997	209	WRIT of ad prosequendum w/Marshall's return executed as to deft Shaun Thomas MAP (Entered: 07/09/1997)
07/16/1997	211	CJA Form 20 (Appointment of Counsel (for Re-Sentencing); defendant Shaun Thomas attorney Lorraine Ingels has been appointed (mail CJA20 w/attachment) DGE (Entered: 07/16/1997)
07/25/1997	212	TRANSCRIPT of Resentencing of Shaun Thomas held on June 27, 1997. DGE (Entered: 07/28/1997)
07/29/1997		REMARK - Mld Clerks Record to 8th Circuit w/Resentencing Transcript. DGE (Entered: 07/29/1997)
07/31/1997	213	CJA Form 20 (Attorney Payment Voucher-Final) as to Shaun Thomas for attorney Lorraine Ingels in the amount of \$173.50 DGE (Entered: 07/31/1997)
08/04/1997	214	JUDGMENT w/Marshall's Return executed on 7/30/97 as to Shaun Thomas (1) count(s) 2s, 1s, 2, 1 DGE (Entered: 08/04/1997)
09/08/1997	215	OFFICIAL SHORTHAND NOTES of OCR Kay Carr, Carroll Assoc. constituting official record of Re-Sentencing on June 27, 1997 DGE (Entered: 09/08/1997)
12/12/1997		REMARK - Mld 3 volumes of trial transcripts to 8th circuit court of appeals. (transcripts are unfile-stamped copies borrowed from U.S. Attorney and should be returned to them) DGE (Entered: 12/12/1997)

02/03/1998	216	ORDER Transferring Jurisdiction by Chief Judge Michael J. Melloy-Jurisdiction of Charmane Powells is transferred to Northern District of Illinois (cc: all counsel,USP,Mary Lou) DGE (Entered: 02/03/1998)
02/03/1998		REMARK - certified copies of Indictment, J&C, Transfer of Juris., and Docket Sheet Entries mld to Northern Illinois DGE (Entered: 02/03/1998)
02/25/1998	218	REQUEST AND ORDER Modifying Conditions of Supervision by Chief Judge Michael J. Melloy (cc: USA,USP) DGE (Entered: 02/25/1998)
04/28/1998	219	Pro Se MOTION to Receive Trial & Sentencing Transcripts, Lab Reports by Shaun Thomas assigned to Chief Judge Michael J. Melloy DGE (Entered: 04/28/1998)
05/01/1998	220	ORDER by Chief Judge Michael J. Melloy as to defendant Shaun Thomas denying motion to Receive Trial & Sentencing Transcripts, Lab Reports [219-1] (cc: all counsel) DGE (Entered: 05/01/1998)
05/18/1998	221	APPEAL OPINION/ORDER from 8th CIRCUIT affirming the decision of the District Court on appeal [208-1] DGE (Entered: 05/18/1998)
05/18/1998	222	APPEAL MANDATE from 8th Circuit - judgment of district court is affirmed. DGE (Entered: 05/18/1998)
06/23/1998	223	NOTICE TO DISPOSE OF EXHIBITS as to defendants Shaun Thomas, Steven Marshall, and Charmane Powells, plaintiff USA disposal date set for: July 6, 1998 (cc: counsel) DGE (Entered: 06/23/1998)
06/26/1998	224	RECEIPT FOR EXHIBITS to plaintiff USA DGE (Entered: 06/26/1998)
07/13/1998	225	NOTICE OF DESTRUCTION OF EXHIBITS as to defendant Shaun Thomas, Steven Marshall, and Charmane Powells DGE (Entered: 07/13/1998)
10/29/1998		1 vol Resentencing transcript returned by 8th Circuit as to defendant Shaun Thomas and 3 vol trial transcript borrowed from U.S. Atty, Rich Murphy returned by 8th Circuit as to defendant Shaun Thomas (returned 3 vol trial transcript to Rich Murphy) DGE (Entered: 10/29/1998)
03/01/1999	227	MOTION for order directing discharged counsel to return file and records by defendant Shaun Thomas assigned to Judge Jarvey DGE Modified on 03/01/1999 (Entered: 03/01/1999)
03/01/1999		(Court only) Docket Modification (Utility) as to defendant Shaun Thomas, plaintiff USA referring to Chief Mag Judge John A. Jarvey the motion for order [227-1] DGE (Entered: 03/01/1999)
03/26/1999	228	ORDER by Chief Mag Judge John A. Jarvey as to defendant Shaun Thomas granting motion for order [227-1]; Counsel for deft Shaun Thomas shall provide deft w/photocopy of mat'l. Clerk shall issue CJA voucher for deft . (cc: all counsel w/CJA 20) DGE (Entered: 03/26/1999)

03/26/1999	229	CJA Form 20 (Appointment of Counsel) for defendant Shaun Thomas attorney Lorraine K. Ingels has been appointed for purpose of complying w/order of 3/26/99; VOUCHER#: 0905542 (mail CJA20 w/attachments) DGE (Entered: 03/26/1999)
04/26/1999	230	PETITION Pursuant to 28:2255 USA move or plead by 7/21/00; Deft reply 8/11/00)(Mr. Thomas file traverse 8/31/00) by Shaun Thomas assigned to Chief Judge Michael J. Melloy Civil Case #: C 99-2039 DGE Modified on 08/16/2000 (Entered: 04/26/1999)
04/26/1999	230	MOTION for leave to file amended 2255 Motion by Shaun Thomas assigned to Chief Judge Michael J. Melloy DGE (Entered: 04/26/1999)
06/08/1999	231	ORDER by Chief Judge Michael J. Melloy as to defendant Shaun Thomas granting motion for leave to [230-1]; Deft file supplemental mat'l in support of claims by 7/16/99; Court shall hold in abeyance any action on deft's 2255 petition until after 7/16/99. (cc: all counsel) DGE (Entered: 06/08/1999)
07/08/1999	232	CJA Form 20 (Attorney Payment Voucher) as to Shaun Thomas for attorney Lorraine Ingels in the amount of \$ 1,204.48 VOUCHER#: 0905542 frmemp (Entered: 07/08/1999)
07/12/1999	233	EX PARTE MOTION to file under seal amended 28:2255 by Shaun Thomas assigned to Chief Judge Michael J. Melloy MJJ (Entered: 07/12/1999)
07/12/1999	234	SEALED AMENDED MOTION TO VACATE SENTENCE [230-1] by defendant Shaun Thomas (HOUSED SEPARATELY) MJJ (Entered: 07/12/1999)
05/12/2000	235	ORDER by Judge Michael J. Melloy as to defendant Shaun Thomas; U.S. Atty move or plead to deft's Motion to Vacate, Set Aside or Correct Sentence by 6/30/00; Deft reply by 7/21/00 (cc: all counsel) DGE (Entered: 05/12/2000)
06/23/2000	236	MOTION to extend time to reply to 2255 motion by USA as to Shaun Thomas assigned to Judge Michael J. Melloy DGE (Entered: 06/26/2000)
06/23/2000	237	ANSWER and MOTION to dismiss 2255 by plaintiff USA as to defendant Shaun Thomas assigned to Judge Michael J. Melloy DGE (Entered: 06/26/2000)
07/07/2000	238	ORDER by Judge Michael J. Melloy as to Defendant Shaun Thomas Granting Motion to Extend [236-1]; the government shall have until July 21, 2000, to file their response; the defendant shall file his reply, if he so chooses, no later than August 11, 2000 (cc: all counsel,USM,USP) DSR (Entered: 07/07/2000)
07/21/2000	239	RESPONSE by plaintiff USA RE: habeas corpus motion 28:2255 USA move or plead by 7/21/00; Deft reply 8/11/00) [230-1] by Shaun Thomas as to defendant Shaun Thomas DGE (Entered: 07/21/2000)
08/14/2000	240	MOTION to extend time for Pro Se Litigan to file Pleading by Shaun Thomas assigned to Judge Michael J. Melloy DGE (Entered: 08/14/2000)

08/16/2000	241	ORDER by Judge Michael J. Melloy as to defendant Shaun Thomas granting motion to extend [240-1]; Mr. Thomas shall have until 8/31/00 to file traverse (cc: USA,Shaun Thomoas) DGE (Entered: 08/16/2000)
08/30/2000	242	TRAVERSE by defendant Shaun Thomas RE: habeas corpus motion 28:2255 [230-1] DGE (Entered: 08/30/2000)
09/25/2000	243	Change of Address by defendant Shaun Thomas DGE (Entered: 09/25/2000)
08/02/2001	244	ORDER by Judge Michael J. Melloy as to defendant Shaun Thomas finding the motion to dismiss 2255 [237-1] moot, granting motion to file under seal amended 28:2255 [233-1], denying habeas corpus motion 28:2255 [230-1] (cc: all counsel) MAP (Entered: 08/02/2001)
08/02/2001	245	JUDGMENT as to Shaun Thomas regarding [230-1], regarding [233-1], regarding [244-1] JUDGMENT BOOK 22 ENTRY 8 (cc: all counsel) MAP (Entered: 08/02/2001)
09/24/2001	246	MOTION FOR CERTIFICATE OF APPEALABILITY by defendant Shaun Thomas RE: judgment [245-1] assigned to Judge Michael J. Melloy DLP (Entered: 09/24/2001)
09/24/2001	247	NOTICE OF APPEAL TO 8TH CIRCUIT by defendant Shaun Thomas RE: judgment [245-1] fees n/a (cc: all counsel (w/docket sheets),USM,USP,C/R) DLP (Entered: 09/24/2001)
09/24/2001	248	STATEMENT of Docketing by defendant Shaun Thomas regarding motion FOR CERTIFICATE OF APPEALABILITY [246-1], motion [246-2] DLP (Entered: 09/24/2001)
09/24/2001	249	CERTIFICATE OF FILING AND SERVICE by defendant Shaun Thomas, RE: motion FOR CERTIFICATE OF APPEALABILITY [246-1] DLP (Entered: 09/24/2001)
09/24/2001	250	DESIGNATION OF RECORD requested by Shaun Thomas RE: [247-1] DLP (Entered: 09/24/2001)
09/27/2001	251	ORDER by Judge Michael J. Melloy as to defendant Shaun Thomas denying motion FOR CERTIFICATE OF APPEALABILITY [246-1], denying motion [246-2] (cc: all counsel) DGE (Entered: 09/27/2001)
09/27/2001		REMARK - Notice of Appeal and Cert. of Appealability, Orders of 8/2/01 and 9/27/01, Judgment of 8/2/01 mailed to 8th Circuit as to defendant Shaun Thomas DGE (Entered: 09/27/2001)
09/27/2001		REMARK - 4 volumes original files mailed to 8th circuit w/Notice of Appeal Documents DGE (Entered: 09/27/2001)
11/30/2001		REMARK Sealed Motion #234 for Shaun Thomas mailed to 8th Circuit 11/30/01 per Scott's request at 8th Circuit DLP (Entered: 11/30/2001)
02/22/2002	252	CERTIFIED COPY OF JUDGMENT FROM 8th CIRCUIT dismissing the appeal [247-1] DLP (Entered: 02/22/2002)

02/22/2002		(Court only) ***Procedural Interval P6 start as to Defendant Shaun Thomas per docket #252 filed on 2/22/02. (ksy,) (Entered: 03/10/2006)
03/05/2002		APPEAL file (4 Vol.) and Sealed Motion #234 returned by 8th Circuit as to defendant Shaun Thomas DLP (Entered: 03/05/2002)
12/08/2004	 <u>253</u>	Pro Se MOTION to Reduce Sentence by Defendant Shaun Thomas. (NEF mailed to Mr. Thomas) (de) Modified on 12/8/2004 - copy of motion e-mailed to Judge Melloy asking if he wants motion reassigned to LRR (de). (Entered: 12/08/2004)
01/04/2005	 <u>254</u>	ORDER denying <u>253</u> Motion to Reduce Sentence as to Shaun Thomas (1). Signed by Judge Michael J Melloy on 1/3/05. (faxed to MJM, mailed to S.Thomas) (de) (Entered: 01/04/2005)
01/18/2005	 <u>255</u>	Pro Se MOTION to Amend/Correct 207 Judgment (in light of Blakely vs. Washington) by Defendant Shaun Thomas. (copy faxed to MJM) (de) (Entered: 01/18/2005)
01/21/2005	 <u>256</u>	ORDER denying <u>255</u> Motion to be Resentenced. Signed by Judge Michael J Melloy on 1/21/05. (Copy to Defendant Shaun Thomas) (mj) (Entered: 01/21/2005)
01/27/2005		(Court only) ***Staff notes: Original Files (Volumes 1-4), w/Transcripts and Expandables received from Judge Melloy's Office this date. (Files returned to Basement File Room.) (mj) (Entered: 01/27/2005)
02/11/2005	 <u>258</u>	MOTION to Reduce Sentence by Defendant Shaun Thomas. (ksy,) (Entered: 06/22/2005)
02/14/2005	 <u>257</u>	FILED IN ERROR -Notice of Appeal (Interlocutory)(2255) by Defendant Shaun Thomas re <u>254</u> Order on Motion to Reduce Sentence, <u>256</u> Order on Motion to Amend/Correct.File-stamped copy returned to Defendant. (ksy,) Modified text on 3/9/2006 (ksy,). (Entered: 02/14/2005)
06/22/2005		DOCKET ANNOTATION: Docket Entry #257 was incorrectly filed as a Notice of Appeal, has been termed and correctly filed as a Motion to Reduce Sentence at Entry #258 as to Defendant Shaun Thomas. (ksy,) (Entered: 06/22/2005)
06/22/2005		(Court only) ***Documents terminated as to Defendant Shaun Thomas: <u>257</u> Notice of Appeal - Interlocutory/2255 filed by Shaun Thomas. This document was incorrectly filed a a Notice of Appeal but has been correctly filed at docket entry #258. (ksy,) (Entered: 06/22/2005)
08/02/2005	 <u>259</u>	RESISTANCE by United States of America as to Defendant Shaun Thomas re <u>258</u> MOTION to Reduce Sentence (Murphy, Richard) (Entered: 08/02/2005)
08/24/2005	 <u>260</u>	BRIEF in Support by Defendant Shaun Thomas re <u>258</u> MOTION to Reduce Sentence. Copy returned to Defendant. (ksy,) (Entered: 08/24/2005)

09/26/2005	 <u>261</u>	ORDER denying <u>258</u> Motion to Reduce Sentence as to Shaun Thomas (1). Signed by Judge Michael J Melloy on 9/26/05. (copy mailed to deft w/nef) (de) (Entered: 09/26/2005)
09/26/2005		Judge update in case as to Defendant Shaun Thomas, Steven Marshall, Charmane Powells. Judge John A Jarvey added. (de) (Entered: 09/27/2005)
03/09/2006		(Court only) ***Clear APPEAL Flag as to Defendant Shaun Thomas. Notice of Appeal was filed in error at docket #257. No appeal pending for this defendant. (ksy,) (Entered: 03/09/2006)
02/21/2008	 <u>262</u>	ORDER as to Defendant Shaun Thomas RE: Reduction of sentence i/c/w Crack Cocaine Amendment. The Clerk of Court is directed to send a copy of this order to the USA, the defendant, the Bureau of Prisons and the Federal Public Defender. The Clerk of Court is also directed to forward to the defendant a CJA 23 financial affidavit form. <i>*Parties see text of order for deadlines and further instructions.</i> (Check Status for Deadlines due by 3/3/2008.) [NEF and Order to defendant (With CJA23) at CCM Chicago, Community Corrections Office, 200 W. Adams Street, RM 2915, Chicago, IL 60606, FPD, BOP, USA]. Signed by Judge Michael J Melloy on 2/21/2008. (bjb) (Entered: 02/21/2008)
03/03/2008	 <u>263</u>	ORDER Regarding Final Decision on Reduction of Sentence i/c/w Crack Cocaine Amendment re: <u>258</u> MOTION to Reduce Sentence filed by Shaun Thomas. The Reduction of Sentence is granted, the Defendant's previously imposed 188 month term of imprisonment, as relected in the Judgment dated 07/03/1997 is reduced to time served. The Defendant's new term of imprisonment of time served applies to Count 1 of the Indictment. (See Order text.) The Defendant's duration and conditions of the Defendant's supervised release remain unchanged. The Clerk of Court is directed to send and fax a copy of this order to the Bureau of Prisons. The Bureau of Prisons is directed to release the Defendant, USM No. 07167-029, within 10 days of March 3, 2008. Signed by Judge Michael J Melloy on 03/03/2008. (Copy of Order and NEF to Defendant, copy of Order mailed and faxed to BOP at CCM- Chicago, 200 W. Adams Street RM 2915, Chicago, IL 60606.) (jm) (Entered: 03/03/2008)
03/11/2008		Mail Returned as Undeliverable. Mail sent to Shaun Thomas which included <u>263</u> Order returned to Sender. (jm) (Entered: 03/11/2008)
05/30/2008	 <u>264</u>	Supervised Release Jurisdiction Transferred to Northern District of Illinois as to Defendant Shaun Thomas. Transmitted Transfer of Jurisdiction form, with certified copies of indictment, judgment and docket sheet. (Attachments: # <u>1</u> Correspondence) (de) Modified on 5/30/2008 - nef to pro se party, certified copies to USP (de). (Entered: 05/30/2008)

United States District Court

Northern District of Iowa

UNITED STATES OF AMERICA

v.

Shaun Rinaldo Thomas

Date of Original Judgment: 11/17/1995
(or Date of Last Amended Judgment)

Reason for Amendment:

- ☒ Correction of Sentence on Remand (Fed. R. Crim. P. 35(a))
- ☐ Reduction of Sentence for Changed Circumstances (Fed. R. Crim. P. 35(b))
- ☐ Correction of Sentence by Sentencing Court (Fed. R. Crim. P. 35(c))
- ☐ Correction of Sentence for Clerical Mistake (Fed. R. Crim. P. 36))

AMENDED JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 6:94CR02013-001

Lorraine K. Ingels

Defendant's Attorney

- ☐ Modification of Supervision Conditions (18 U.S.C. § 3563(c) or 3583(e))
- ☐ Modification of Imposed Term of Imprisonment for Extraordinary and Compelling Reasons (18 U.S.C. § 3582(c)(1))
- ☐ Modification of Imposed Term of Imprisonment for Retroactive Amendment(s) to the Sentencing Guidelines (18 U.S.C. § 3582(c)(2))
- ☐ Direct Motion to District Court Pursuant to 18 U.S.C. § 3559(c)(7), or
- ☐ 28 U.S.C. § 2255, Modification of Restitution Order

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____
- ☐ pleaded nolo contendere to count(s) _____ which was accepted by the court.
- ☒ was found guilty on count(s) * 1 of the September 29, 1994, Superseding Indictment. after a plea of not guilty.

Title & Section

Nature of Offense

Date Offense
ConcludedCount
Number(s)

21 U.S.C. ' 841 (a)(1)

Possession With Intent to Distribute More Than 5 Grams of Crack Cocaine

03/26/1994

1

21 U.S.C. ' 841 (b)(1)(B)

I, the undersigned Clerk of the United States District Court for the Northern District of Iowa, do certify that the foregoing is a true copy of an original document remaining on file and record in my office.

WITNESS my hand and seal of said Court this 30 day of May, 2008

Robert L. Phelps, Clerk

By _____

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

06/27/1997

Date of Imposition of Judgment

Signature of Judicial Officer

Michael J. Melloy

Chief U.S. District Judge

Name & Title of Judicial Officer

Date

July 3, 1997

87

DEFENDANT: Shaun Rinaldo Thomas

CASE NUMBER: 6:94CR02013-001

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of * 188 month(s).

☐ The court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ a.m./p.m. on _____.

☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

Copies mailed on **JUL 7 1997**
to counsel of record or pro se
parties as shown on the docket
sheet. *USM, US?*
MP
Deputy Clerk

UNITED STATES MARSHAL

By _____

Deputy U.S. Mar

DEFENDANT: Shaun Rinaldo Thomas

CASE NUMBER: 6:94CR02013-001

SUPERVISED RELEASEUpon release from imprisonment, the defendant shall be on supervised release for a term of 5 year(s).

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

☐ The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

☒ The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the additional conditions on the attached page (if indicated below).

See Special Conditions of Supervision - Sheet 3.01

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 3) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: Shaun Rinaldo Thomas
SE NUMBER: 6:94CR02013-001

SPECIAL CONDITIONS OF SUPERVISION

1. The defendant shall participate in a program of testing bodily fluids and functions and treatment for drug and alcohol abuse as directed by his probation officer until such time as he is released from the program by probation.

DEFENDANT: Shaun Rinaldo Thomas

CASE NUMBER: 6:94CR02013-001

CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
Totals:	* \$ 50.00	\$	\$

☐ If applicable, restitution amount ordered pursuant to plea agreement \$ _____

FINE

The above fine includes costs of incarceration and/or supervision in the amount of \$ _____

The defendant shall pay interest on any fine of more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 5, Part B may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☐ The interest requirement is waived.

☐ The interest requirement is modified as follows:

RESTITUTION

☐ The determination of restitution is deferred in a case brought under Chapters 109A, 110, 110A and 113A of Title 18 for offenses committed on or after 09/13/1994, until _____. An Amended Judgment in a Criminal Case will be entered after such determination.

☐ The defendant shall make restitution to the following payees in the amounts listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless specified otherwise in the priority order or percentage payment column below.

Name of Payee	** Total Amount of Loss	Amount of Restitution Ordered	Priority Order or Percentage of Payment
---------------	----------------------------	----------------------------------	--

Totals: \$ _____ \$ _____

** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994.

DEFENDANT: Shaun Rinaldo Thomas

CASE NUMBER: 6:94CR02013-001

SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

- A ☒ in full immediately; or
- B ☐ \$ _____ immediately, balance due (in accordance with C, D, or E); or
- C ☐ not later than _____; or
- D ☐ in installments to commence _____ day(s) after the date of this judgment. In the event the entire amount of criminal monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. probation officer shall pursue collection of the amount due, and shall request the court to establish a payment schedule if appropriate; or
- E ☐ in _____ (e.g. equal, weekly, monthly, quarterly) installments of \$ _____ over a period of _____ year(s) to commence _____ day(s) after the date of this judgment.

The National Fine Center will credit the defendant for all payments previously made toward any criminal monetary penalties imposed. Special instructions regarding the payment of criminal monetary penalties:

☐ Joint and Several

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall pay the following court cost(s):

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments are to be made to the United States Courts National Fine Center, Administrative Office of the United States Courts, Washington, DC 20544, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program. If the National Fine Center is not operating in this district, all criminal monetary penalty payments are to be made as directed by the court, the probation officer, or the United States attorney.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION

FILED

SEP 29 PM 12:13

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHAUN THOMAS,
STEVEN MARSHALL and
CHARMANE POWELLS,

Defendants.

No. CR 94-2013

SUPERSEDING

INDICTMENT

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(A)(iii)

21 U.S.C. § 844(a)

18 U.S.C. § 2

18 U.S.C. § 924(c)

The Grand Jury charges:

COUNT 1

On or about March 25 and 26, 1994, in the Northern District of Iowa SHAUN THOMAS, STEVEN MARSHALL, and CHARMANE POWELLS, did knowingly and intentionally: possess; aid and abet the possession; possess with the intent to distribute; and aid and abet the possession with the intent to distribute; more than 5 grams of a mixture or substance containing cocaine base, that is "crack cocaine", a Schedule II controlled substance.

This in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A)(iii), 844(a), and Title 18, United States Code, Section 2.

COUNT 2

On or about March 25 and 26, 1994, in the Northern District of Iowa, SHAUN THOMAS and STEVEN MARSHALL, did knowingly use and carry a firearm and aid and abet the use and carrying of a firearm, that is, a loaded 9 mm Jennings model Bryco 59 handgun, bearing serial #604160, during and in relation to a felony drug

trafficking crime for which they may be prosecuted in a Court of the United States, that is, the charge contained in Count 1 of this Indictment.

This in violation of Title 18, United States Code, Sections 2 and 924(c).

A TRUE BILL

Date

9/24/94

STEPHEN J. RAPP
United States Attorney

RICHARD L. MURPHY
Assistant United States Attorney

I, the undersigned Clerk of the United States District Court for the Northern District of Iowa, do certify that the foregoing is a true copy of an original document remaining on file and record in my office.

WITNESS my hand and seal of said Court this 30 day of May, 2006

Robert L. Phelps Clerk

By

Deputy

9-29-94



MICHAEL W. DOBBINS
CLERK

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
219 SOUTH DEARBORN STREET
CHICAGO, ILLINOIS 60604

312-435-5698

REC'D MAY 30 2008

May 28, 2008

COPY

Mr. Robert L. Phelps II
Clerk
United States District Court
313 Federal Building and
United States Courthouse
101 First Street, S.E.
Cedar Rapids, IA 52401-1202

Dear Clerk:

Re: Case number 94-2013 US v Shaun Rinaldo Thomas
Our case number: 08 cr 420 - Northern District of Illinois, Judge Guzman


Enclosed is a certified copy of the Probation Form 22, Transfer of Jurisdiction, regarding **Shaun Rinaldo Thomas**, which has been accepted and assumed by this Court in the Northern District of Illinois, Eastern Division.

Please forward a certified copy of the indictment/information, judgment and docket along with the enclosed copy of this letter to the United States District Court at the above address. Your prompt attention to this matter is greatly appreciated.

Sincerely,

Michael W. Dobbins
Clerk

by:


Ellenore Duff
Deputy Clerk

Enclosure

PROB 22 (Rev. 2/88)		REC'D MAY 30 2008		JUDGE RONALD GUZMAN		DOCKET NUMBER (Tran. Court) CR 94-2013-1	
TRANSFER OF JURISDICTION				MAGISTRATE JUDGE COX			
NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE:		DISTRICT		DIVISION			
Shaun Rinaldo Thomas		Northern District of Iowa		Eastern			
		NAME OF SENTENCING JUDGE					
		The Honorable Michael J. Melloy, U.S. Circuit Ju					
		DATES OF PROBATION/SUPERVISED RELEASE:		FROM		TO	
				03/03/2008		03/02/2013	
OFFENSE 21 U.S.C. §§ 841(a)(1) & 841(b)(1)(B) - Possession With Intent to Distribute More Than 5 Grams of Crack Cocaine and 18 U.S.C. §§ 924(c) & 2 - Using or Carrying a Firearm in Connection with a Felony Drug Trafficking Offense							
PART 1 - ORDER TRANSFERRING JURISDICTION							
UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF IOWA							
IT IS HEREBY ORDERED that pursuant to 18 U.S.C. 3605 the jurisdiction of the probationer or supervised releasee named above be transferred with the records of the sentencing Court to the United States District Court accepting jurisdiction of this case upon that Court's order of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this Court.							
DOCKETED MAY 28 2008							
5/6/08 Date							
Judge D. Judge United States District Judge							
PART 2 - ORDER ACCEPTING JURISDICTION							
UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS							
IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order.							
MAY 22 2008 Effective Date							
James F. Holzman United States District Judge							

A TRUE COPY ATTEST
MICHAEL W. DOBBINS, CLERK
BY: E. Duff
DEPUTY CLERK
U.S. DISTRICT COURT, NORTHERN
DISTRICT OF ILLINOIS
DATE: 5-28-08

I, the undersigned Clerk of the United States District Court for the Northern District of Iowa, do certify that the foregoing is a true copy of an original document remaining on file and record in my office.
WITNESS my hand and seal of said Court
this 30 day of May, 2008
Robert L. Phelps, Clerk
By: [Signature]
Deputy